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FAX FILING IN U.S. PATENT & TRADEMARK OFFICEDATE: March 22, 2004

TIME: _____

| | | | |
|---|-----------------|-------------------|----------------------|
| TO: | USPTO | FAX NO.: | 703-872-9306 |
| FROM: | Paul F. Prestia | ADMIN. ASST.: | Patricia C. Boccella |
| APPLN. NO.: | 10/087,320 | ATTY. DOCKET NO.: | BSI-030US7 |
| TITLE OF APPLN.: INTRALUMINAL STENT AND GRAFT | | | |
| FILING DATE: | March 1, 2002 | ART UNIT: | 3731 |
| FIRST INVENTOR: | Andrew H. Cragg | CONF. NO.: | 3784 |
| TITLE OF DOCUMENT (and List of Attachments): Request for Reconsideration Under 37 C.F.R. §1.116, Expedited Procedure (4 pgs), Transmittal (1 pg.), Fee Transmittal (in dup.) (2 pg.), Petition for Extension of Time (2 months) (in dup.) (1 pg.) | | | |

Total Number of Pages: **10** (including this form)**COMMENTS****CONFIDENTIAL AND PRIVILEGED ATTORNEY/CLIENT INFORMATION**

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PTO/SB/21 (02-04) (AW 02/2004)

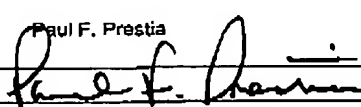
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U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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| | | |
|---|----------------------|--------------------------------|
| TRANSMITTAL FORM (to be used for all correspondence after initial filing) | Application Number | 10/087,320 |
| | Filing Date | March 1, 2002 |
| | First Named Inventor | Andrew H. Cragg |
| | Art Unit | 3731 |
| | Examiner Name | Vy Q. Bui |
| Total Number of Pages in This Submission 7 | | Attorney Docket No. BSI-030US7 |

| ENCLOSURES (Check all that apply) | | |
|---|--|---|
| <input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input checked="" type="checkbox"/> After Final <input type="checkbox"/> Affidavits/Declaration(s) <input checked="" type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation, Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ | <input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below): |
| Remarks: | | |

| SIGNATURE OF APPLICANT, ATTORNEY OR AGENT | | | |
|---|---|-----------------------------------|--------|
| Firm or Individual Name | Paul F. Prestia | Registration No. (Attorney/Agent) | 23,031 |
| Signature |  | | |
| Date | March 22, 2004 | | |

| CERTIFICATE OF TRANSMISSION / MAILING | | | |
|--|---|------|----------------|
| I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this date: | | | |
| Typed or printed name | Patricia C. Boccella | | |
| Signature |  | Date | March 22, 2004 |

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Office, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, ALEXANDRIA, VA 22313-1450.

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Approved for use through 7/31/2008. OMB 0951-0032
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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FEE TRANSMITTAL for FY 2004

Effective 10/01/2003, Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 420.00

Complete if Known

Application Number 10/087,320
Filing Date March 1, 2002
First Named Inventor Andrew M. Cragg
Examiner Name Vy Q. Bui
Art Unit 3731
Attorney Docket No. BSI-030US7

METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit Card ☐ Money Order ☐ Other ☒ None

☒ Deposit Account:

Deposit
Account
Number

18-0350

Deposit
Account
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☒ Credit any overpayments
☒ Charge any additional fee(s) or any underpayment of fee(s)
☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

| Large Entity | Small Entity | Fee Code | Fee (\$) | Fee Code | Fee (\$) | Fee Description | Fee Paid |
|--------------|--------------|----------|----------|----------|----------|------------------------|----------|
| 1001 | 770 | 2001 | 385 | | | Utility filing fee | |
| 1002 | 340 | 2002 | 170 | | | Design filing fee | |
| 1003 | 530 | 2003 | 265 | | | Plant filing fee | |
| 1004 | 770 | 2004 | 385 | | | Reissue filing fee | |
| 1005 | 160 | 2005 | 80 | | | Provisional filing fee | |

SUBTOTAL (1)

(\$ 0)

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

| Total Claims | Extra Claims | Fee from below | Fee Paid |
|--------------------|--------------|----------------|----------|
| -20** | 0 | X | 0 |
| Independent Claims | -3** | 0 | 0 |
| Multiple Dependent | | X | 0 |

| Large Entity | Small Entity | Fee Code | Fee (\$) | Fee Code | Fee (\$) | Fee Description | Fee Paid |
|--------------|--------------|----------|----------|----------|----------|--|----------|
| 1202 | 18 | 2202 | 9 | | | Claims in excess of 20 | |
| 1201 | 86 | 2201 | 43 | | | Independent claims in excess of 3 | |
| 1203 | 290 | 2203 | 145 | | | Multiple dependent claim, if not paid | |
| 1204 | 86 | 2204 | 43 | | | ** Reissue Independent claims over original patent | |
| 1205 | 18 | 2205 | 9 | | | ** Reissue claims in excess of 20 and over original patent | |

SUBTOTAL (2)

(\$ 0)

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

| Large Entity | Small Entity | Fee Code | Fee (\$) | Fee Code | Fee (\$) | Fee Description | Fee Paid |
|--------------|--------------|----------|----------|----------|----------|--|----------|
| 1051 | 130 | 2051 | 65 | | | Surcharge - late filing fee or oath | |
| 1052 | 50 | 2052 | 25 | | | Surcharge - late provisional filing fee or cover sheet | |
| 1053 | 130 | 1053 | 130 | | | Non-English specification | |
| 1812 | 2,520 | 1812 | 2,520 | | | For filing a request for ex parte reexamination | |
| 1804 | 920* | 1804 | 920* | | | Requesting publication of SIR prior to Examiner action | |
| 1805 | 1,840* | 1805 | 1,840* | | | Requesting publication of SIR after Examiner action | |
| 1251 | 110 | 2251 | 55 | | | Extension for reply within first month | |
| 1252 | 420 | 2252 | 210 | | | Extension for reply within second month | 420 |
| 1253 | 950 | 2253 | 475 | | | Extension for reply within third month | |
| 1254 | 1,480 | 2254 | 740 | | | Extension for reply within fourth month | |
| 1255 | 2,010 | 2255 | 1,005 | | | Extension for reply within fifth month | |
| 1401 | 330 | 2401 | 165 | | | Notice of Appeal | |
| 1402 | 330 | 2402 | 165 | | | Filing a brief in support of an appeal | |
| 1403 | 280 | 2403 | 145 | | | Request for oral hearing | |
| 1451 | 1,510 | 1451 | 1,510 | | | Petition to institute a public use proceeding | |
| 1452 | 110 | 2452 | 55 | | | Petition to revive - unavoidable | |
| 1453 | 1,330 | 2453 | 665 | | | Petition to revive - unintentional | |
| 1501 | 1,330 | 2501 | 665 | | | Utility issue fee (or reissue) | |
| 1502 | 480 | 2502 | 240 | | | Design issue fee | |
| 1503 | 640 | 2503 | 320 | | | Plant issue fee | |
| 1460 | 130 | 1460 | 130 | | | Petitions to the Commissioner | |
| 1807 | 50 | 1807 | 50 | | | Processing fee under 37 CFR 1.17(q) | |
| 1806 | 180 | 1806 | 180 | | | Submission of Information Disclosure Stmt | |
| 8021 | 40 | 8021 | 40 | | | Recording each patent assignment per property (times number of properties) | |
| 1809 | 770 | 2809 | 385 | | | Filing a submission after final rejection (37 CFR § 1.129(a)) | |
| 1810 | 770 | 2810 | 385 | | | For each additional invention to be examined (37 CFR § 1.129(b)) | |
| 1801 | 770 | 2801 | 385 | | | Request for Continued Examination (RCE) | |
| 1802 | 900 | 1802 | 900 | | | Request for expedited examination of a design application | |

Other fee (specify)

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3)

(\$ 420)

SUBMITTED BY

| Name (Print/Type) | Registration No. Attorney/Agent | Telephone | Date |
|-------------------|---------------------------------|--------------|----------------|
| Paul F. Prestia | | 610-407-0700 | March 22, 2004 |
| Signature | | | |

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Appln. No.: 10/087,320
Amendment Dated March 22, 2004
Reply to Office Action of October 21, 2003

BSI-030US7

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appln. No.: 10/087,320
Applicant: Andrew H. Cragg
Filed: March 1, 2002
Title: INTRALUMINAL STENT AND GRAFT
TC/A.U.: 3731
Examiner: Vy Q. Bui
Confirmation No.: 3784
Docket No.: BSI-030US7

REQUEST FOR RECONSIDERATION
UNDER 37 C.F.R. § 1.116

Expedited Procedure

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Responsive to the Final Office Action dated October 21, 2003 and the Advisory Action dated February 27, 2004, please amend the above-identified application as follows:

- ☐ **Amendments to the Specification** begin on page _____ of this paper.
- ☐ **Amendments to the Claims** are reflected in the listing of claims which begins on page _____ of this paper.
- ☐ **Amendments to the Drawings** begin on page _____ of this paper and include an attached replacement sheet(s).
- ☐ **Amendments to the Abstract** are on page _____ of this paper. A clean version of the Abstract is on page _____ of this paper.
- ☒ **Remarks/Arguments** begin on page 2 of this paper.